

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF OKLAHOMA**

1. GREAT LAKES INSURANCE SE,	)	
	)	
Plaintiff,	)	
	)	Case No. CIV-22-00702-JD
vs.	)	Judge Jodi W. Dishman
	)	
2. FREDY VALLE d/b/a VALLE	)	
TRUCKING;	)	
3. SILVER STAR CONSTRUCTION	)	
COMPANY, INC.;	)	
4. TYLON MACKEY;	)	
5. ISRAEL JUAREZ;	)	
6. ORD TRUCKING, INC.	)	
7. ZURICH AMERICAN INS. CO.,	)	
	)	
Defendants,	)	
	)	
<hr style="width: 40%; margin-left: 0;"/>		
8. ZURICH AMERICAN INS. CO.,	)	
	)	
Defendant/Third Party	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
9. PROGRESSIVE NORTHERN INS.	)	
CO.,	)	
	)	
Third-Party Defendant.	)	

**DEFENDANT/THIRD-PARTY PLAINTIFF ZURICH AMERICAN INSURANCE  
COMPANY'S FINAL WITNESS LIST**

Defendant/Third-Party Plaintiff Zurich American Insurance Company (“**ZAIC**”), pursuant to the Court’s Scheduling Order (Doc. No. 56), respectfully submits its Final Witness List.

**Witnesses**

<b>No.</b>	<b>Name</b>	<b>Address/ Telephone</b>	<b>Proposed Testimony</b>	<b>Will be Called/May be Called</b>
1.	Tylon Mackey	c/o James Scimeca Burch, George, Germany 204 N. Robinson Ave., Ste. 1500 Oklahoma City, OK 73102 (405) 239-7711  Ryan Polchinski Andrew Polchinski Law Offices of Daniel M. Davis 300 N. Walnut Ave. Oklahoma City, OK 73104 (405) 235-4000	It is anticipated Mr. Mackey will testify as to his knowledge of the facts, circumstances, and allegations raised by Plaintiff's Second Amended Petition filed in the underlying action in Payne County District Court, Case No. CJ-2020-233, as well as the nature and extent of the injuries and damages he claims therein.	May be called
2.	Silver Star Construction Company, Inc.	c/o J. Chris Horton J. Chris Horton, PC P.O. Box 576 El Reno, OK 73036 (405) 317-4423	It is anticipated a representative of Silver Star Construction Company, Inc. will testify as to his knowledge of the facts, circumstances, and allegations raised by Plaintiff's Second Amended Petition filed in the underlying action in Payne County District Court, Case No. CJ-2020-233	May be called

3.	Israel Juarez	c/o Mark Warman Levinson, Smith & Huffman 1743 E. 71 <sup>st</sup> Tulsa, OK 74136	It is anticipated Mr. Juarez will testify as to his knowledge of the facts, circumstances, and allegations raised by Plaintiff's Second Amended Petition filed in the underlying action in Payne County District Court, Case No. CJ-2020-233	May be called
4.	ORD Trucking, Inc.	c/o Rodney D. Stewart Stewart Law Firm 801 N.W. 63 <sup>rd</sup> St., Ste. 100 Oklahoma City, OK 73116 (405) 601-6060	It is anticipated a representative of ORD Trucking, Inc. will testify as to his knowledge of the facts, circumstances, and allegations raised by Plaintiff's Second Amended Petition filed in the underlying action in Payne County District Court, Case No. CJ-2020-233	May be called
5.	Fredy N. Valle Sr. d/b/a Valle Trucking	13104 Regal Vintage Rd. Oklahoma City, OK 73170 (405) 501-8005	It is anticipated Fredy N. Valle Sr. and/or a representative of Valle Trucking will testify as to his knowledge of the facts, circumstances, and allegations raised by Plaintiff's Second Amended Petition filed in the underlying action in Payne County District Court, Case No. CJ-2020-233	May be called
6.	Great Lakes Insurance SE	c/o Michael Linscott Emily Williams	It is anticipated a representative of Great Lakes Insurance SE will testify as to the issuance of	May be called

		Doerner Saunders Daniel & Anderson 210 Park Avenue, Ste. 1200 Oklahoma City, OK 73102 (405) 319-3500	the Great Lakes Policy to Fredy Valle d/b/a Valle Trucking, LLC and Certificates of Insurance issued under said policy, as well as to his knowledge of the facts, circumstances, and allegations raised by Great Lakes' Complaint for Declaratory Judgment and ZAIC's Answer and Counterclaim filed in the instant action regarding Great Lakes' contractual duty to indemnify Silver Star, ZAIC's insured, under Great Lakes' policy.	
7.	Progressive Northern Insurance Company	c/o Christopher King Brad Bowlby Starr, Begin & King, PLLC 1800 S. Baltimore Ave., Ste. 550 Tulsa, OK 74119 (918) 872-03734	It is anticipated a representative of Progressive Northern Insurance Company will testify as to the issuance of the Progressive Policy and the Certificate of Insurance issued under said policy, as well as to his knowledge of the facts, circumstances, and allegations raised by ZAIC's Third-Party Complaint for Declaratory Judgment filed in the instant action regarding Progressive's contractual duty to indemnify Silver Star, ZAIC's insured, under Progressive's policy.	May be called
8.	Julie Kenny	c/o Christopher King Brad Bowlby	It is anticipated Ms. Kenny will testify as to the information contained in	May be called

		<p>Starr, Begin &amp; King, PLLC  1800 S. Baltimore Ave.,  Ste. 550  Tulsa, OK 74119  (918) 872-03734</p>	<p>Progressive's discovery responses, the issuance of the Progressive Policy and the Certificate of Insurance issued under said policy, as well as to his knowledge of the facts, circumstances, and allegations raised by ZAIC's Third-Party Complaint for Declaratory Judgment filed in the instant action regarding Progressive's contractual duty to indemnify Silver Star, ZAIC's insured, under Progressive's policy.</p>	
9.	Eric Barnes	<p>c/o Christopher King  Brad Bowlby  Starr, Begin &amp; King, PLLC  1800 S. Baltimore Ave.,  Ste. 550  Tulsa, OK 74119  (918) 872-03734</p>	<p>It is anticipated Mr. Barnes will testify as to the information contained in Progressive's discovery responses, the issuance of the Progressive Policy and the Certificate of Insurance issued under said policy, as well as to his knowledge of the facts, circumstances, and allegations raised by ZAIC's Third-Party Complaint for Declaratory Judgment filed in the instant action regarding Progressive's contractual duty to indemnify Silver Star, ZAIC's insured, under Progressive's policy.</p>	May be called
10.	Carly Taylor	<p>c/o Michael Linscott  Emily Williams</p>	<p>It is anticipated Ms. Taylor will testify as to the information contained in Great Lakes' discovery</p>	May be called

		Doerner Saunders Daniel & Anderson 210 Park Avenue, Ste. 1200 Oklahoma City, OK 73102 (405) 319-3500	responses, the issuance of the Great Lakes Policy to Fredy Valle d/b/a Valle Trucking, LLC and Certificates of Insurance issued under said policy, as well as to his knowledge of the facts, circumstances, and allegations raised by Great Lakes' Complaint for Declaratory Judgment and ZAIC's Answer and Counterclaim filed in the instant action regarding Great Lakes' contractual duty to indemnify Silver Star, ZAIC's insured, under Great Lakes' policy.	
11.	Witnesses identified by Great Lakes in its responses to ZAIC's discovery requests.			May be called
12.	Witnesses identified by Progressive in its responses to ZAIC's discovery requests.			May be called
13.	Witnesses identified by ongoing discovery in this action.			May be called
14.	Witnesses identified by ongoing discovery in the underlying action.			May be called
15.	Witnesses that have yet to be identified, including experts.			May be called
16.	Witnesses listed by other parties which are not objected to by ZAIC.			May be called
17.	Custodians of any medical records, medical billing or other record as required.			May be called

18.	Any additional witness that becomes known through the course of discovery.	May be called
19.	All witnesses necessary for rebuttal or impeachment	May be called
20.	All witnesses necessary to authenticate or sponsor any exhibit	May be called
21.	ZAIC reserves the right to endorse additional witnesses identified during completion of discovery.	May be called

Respectfully Submitted,

**ASTON | MATHIS | CAMPBELL PLLC**

By s/Amy E. Hampton

**RACHEL C. MATHIS, OBA #16360**

**AMY E. HAMPTON, OBA # 20235**

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Insurance Company

**CERTIFICATE OF SERVICE**

I, Amy E. Hampton, hereby certify that on this 19<sup>th</sup> day of September, 2023, a true and correct copy of the foregoing document was served upon the following via the Court's electronic notification system:

Michael S. Linscott  
Doerner, Saunders, Daniel & Anderson, L.L.P.  
Two West Second Street, Suite 700  
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*Attorney for Great Lakes Insurance SE*

Brian M. Keester  
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*Attorney for Israel Juarez*

J. Chris Horton  
J. Chris Horton, PC  
PO Box 576  
El Reno, OK 73036  
*Attorney for Silver Star Construction Company, Inc.*

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*Attorney for Tylon Mackey*



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*Attorney for Progressive Northern Insurance Company*

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*s/Amy E. Hampton*  
**AMY E. HAMPTON**

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